

<p>Attorney or Party Name, Address, Telephone &amp; FAX Numbers, and California State Bar Number M. Jonathan Hayes (Bar No. 90388) Matthew D. Resnik (Bar No. 182562) Roksana D. Moradi (Bar No. 266572) Carolyn M. Afari (Bar No. 283681) <b>SIMON RESNIK HAYES LLP</b> 15233 Ventura Blvd., Suite 250 Sherman Oaks, CA 91403 Telephone: (818) 783-6251 Facsimile: (818) 783-6253 jhayes@SRHLawFirm.com matthew@SRHLawFirm.com roksana@SRHLawFirm.com carolyn@SRHLawFirm.com <input type="checkbox"/> Individual appearing without counsel <input checked="" type="checkbox"/> Attorney for: Debtor, Rex Spirits, Inc.</p>	<p>FOR COURT USE ONLY</p> <div style="border: 1px solid black; padding: 10px; text-align: center;"><p><b>FILED &amp; ENTERED</b></p><p><b>JAN 02 2014</b></p><p>CLERK U.S. BANKRUPTCY COURT Central District of California BY craig DEPUTY CLERK</p></div>
<p style="text-align: center;"><b>UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA</b></p>	
<p>In re:</p> <p style="text-align: center;"><b>REX SPIRITS, INC.,</b></p> <p style="text-align: right;">Debtor(s)</p>	<p>CHAPTER: 6:13-bk-24063-SC</p> <p>CASE NO.: 11</p>
	<p>DATE: November 12, 2013 TIME: 1:30 p.m. CTRM: Video Hearing Room 126/Courtroom 5C FLOOR:</p>

**ORDER GRANTING MOTION FOR RELIEF FROM THE AUTOMATIC STAY  
UNDER 11 U.S.C. § 362 (Action in Non-bankruptcy Forum)  
(MOVANT: DEBTOR, REX SPIRITS, INC.)**

1. The Motion was: ☒ Contested ☐ Uncontested ☐ Settled by stipulation
2. The Motion affects the following non-bankruptcy case or administrative proceeding:  

Case name: Zheng v. Rex Spirits, Inc.

Docket number: Case No. KC065753


Court or agency where pending: Los Angeles Superior Court
3. The Motion is granted under: ☒ 11 U.S.C. § 362(d)(1) ☐ 11 U.S.C. § 362(d)(2)
4. As to Movant, its successors, transferees and assigns ("Movant"), the stay of 11 U.S.C. § 362(a) is:
  - a. ☐ Terminated as to Debtor(s) and Debtor's(s') estate.
  - b. ☐ Annulled retroactively to the date of the bankruptcy petition filing.
  - c. ☒ Modified or conditioned as set forth in Exhibit A to this Order.
5. Movant may proceed in the non-bankruptcy forum to final judgment (including any appeals) in accordance with applicable non-bankruptcy law.
6. **Limitations on Enforcement of Judgment:** Movant is permitted to enforce its final judgment only by (specify all that apply):
  - a. ☐ Collecting upon any available insurance in accordance with applicable non-bankruptcy law.
  - b. ☐ Proceeding against the Debtor(s) as to NON-estate property or earnings.

7. This Court further orders as follows:

- a. ☒ This Order shall be binding and effective despite any conversion of this bankruptcy case to a case under any other chapter of Title 11 of the United States Code.
- b. ☒ The 14-day stay provided by Bankruptcy Rule 4001(a)(3) is waived.
- c. ☐ The provisions set forth in the Extraordinary Relief Attachment shall also apply (*attach Optional Form F 4001-1O.ER*).
- d. ☐ See attached continuation page for additional provisions.

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Date: January 2, 2014

  
Scott C. Clarkson  
United States Bankruptcy Judge

**EXHIBIT A**

**Exhibit A:**

1. The Court grants relief from the automatic stay allowing the entire the Los Angeles Superior Court case Zheng v. Rex Spirits, Inc. and the accompanying cross-complaint, Case No. KC065753 (hereinafter the "State Court Action") to proceed to judgment, including appeals, and
2. If a non-Debtor party shall prevail in the State Court Action against the Debtor, there shall be no collection on the judgment without further order of the Court.

**NOTICE OF ENTERED ORDER AND SERVICE LIST**

Notice is given by the court that a judgment or order entitled (*specify*): **ORDER GRANTING MOTION FOR RELIEF FROM THE AUTOMATIC STAY UNDER 11 U.S.C. § 362 (Action in Non-bankruptcy Forum)** was entered on the date indicated as "Entered" on the first page of this judgment or order and will be served in the manner stated below:

**1. SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** Pursuant to controlling General Orders and LBRs, the foregoing document was served on the following persons by the court via NEF and hyperlink to the judgment or order. As of (*date*) **12/31/2013** the following persons are currently on the Electronic Mail Notice List for this bankruptcy case or adversary proceeding to receive NEF transmission at the email addresses stated below.

- Michael J Bujold Michael.J.Bujold@usdoj.gov
- Kenneth C Greene kenlaw100@gmail.com
- M Jonathan Hayes jhayes@srhlawfirm.com,  
roksana@srhlawfirm.com;carolyn@srhlawfirm.com;shawnj@srhlawfirm.com;rosarioz@srhlawfirm.com;jhayesecf@gmail.com
- John M Kalajian johnkalajian@sbcglobal.net
- United States Trustee (RS) ustpregion16.rs.ecf@usdoj.gov

☐ Service information continued on attached page

**2. SERVED BY THE COURT VIA UNITED STATES MAIL:** A copy of this notice and a true copy of this judgment or order was sent by United States mail, first class, postage prepaid, to the following persons and/or entities at the addresses indicated below:

☐ Service information continued on attached page

**3. TO BE SERVED BY THE LODGING PARTY:** Within 72 hours after receipt of a copy of this judgment or order which bears an "Entered" stamp, the party lodging the judgment or order will serve a complete copy bearing an "Entered" stamp by United States mail, overnight mail, facsimile transmission or email and file a proof of service of the entered order on the following persons and/or entities at the addresses, facsimile transmission numbers, and/or email addresses stated below:

☐ Service information continued on attached page